THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.845 of 2007

Dated: 05.02.2007

Between:

Kummari Rajaiah.

..... PETITIONER

AND

The Government of Andhra Pradesh,
rep.by its Secretary (Revenue), Hyderabad,
and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.845 of 2007

ORDER:

The petitioner allegedly occupied the land admeasuring

Ac.1.24 gts in survey No.17 situated at Somidi Village, Honamkonda Mandal, Warangal District. He alleges that he has been in occupation of the land for the last more than fifty years. The revenue authorities also issued pattadar passbook duly entering the name of the petitioner as patta holder. The petitioner applied third respondent on 01.12.2006 requesting assignment of the land by regularizing the occupation, in vain. However, staff of the office of third respondent allegedly came to the land on 07.01.2007 and threatened to evict him. Apprehending eviction the petitioner filed instant writ petition seeking a Mandamus directing the respondents to consider his representation dated 01.12.2006 by declaring the action of the respondents in trying to evict him as illegal.

At the stage of admission itself, the learned Assistant Government Pleader for Revenue (Assignment) submits that the petitioner was not assigned any land in survey No.17 and that the application made by the petitioner is still pending. He also denies that the petitioner is in possession of the land.

In view of the submissions made by the learned Assistant Government Pleader, the writ petition is disposed of directing third respondent to conduct enquiry and pass appropriate orders on the application made by the petitioner on 01.12.2006 within a period of six weeks from the date of receipt of a copy of this order. No costs.

(**V.V.S.RAO, J**)

05th February, 2007
ghn